THE HONOURABLE SRI JUSTICE GODA RAGHURAM

W.P.NO.22569 OF 2007

Between:

K.Rajeshwari wife of K.Komuriah

…Petitioner

Vs.

The Municiality Jagtial, rep. By its Commissioner and another

…Respondents.

THE HONOURABLE SRI JUSTICE GODA RAGHURAM

W.P.NO.22569 OF 2007

ORAL ORDER

The petitioner is aggrieved by the notice dated.16-10-2007 issued by the 1st respondent-Municipality directing the petitioner to remove the unauthorized constructions made by her in House/shop No.1-4-231 to 234, Yawar Road, Jagtial, on the ground that neither in the show cause notice dated.28-08-2007 nor in the earlier circular dated.14-06-2007 have the details of the deviations and unauthorized constructions allegedly made by her specified.

Sri Polisetty Radhakrishna, the learned Standing Counsel for the 1st respondent-Municipality states, on instructions, that the Municipality has recognized the vagueness of the impugned show cause notice as well as the impugned order passed under Section.228(3) of the A.P. Municipalities Act,1965 and has decided to withdraw the impugned notice dated.16-10-2007 with liberty to issue a fresh notice including from the stage of a show cause notice.

In view of the above submission on behalf of the 1st respondent, which is recorded, the petitioner's grievance does not subsist. The writ petition is dismissed as infructuous. No order as to costs.

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GODA RAGHURAM,J

25TH OCTOBER,2007
*TSNR